

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

JACK MILLER
Plaintiff

v.

RENE VALENCIANO
JAMES LOPEZ
AND THE CITY OF OLMOS PARK
Defendants

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NO. SA:22-CV-00088-DAE

ORDER GRANTING DEFENDANTS' MOTION TO DISMISS

On this day the Court considered Defendants CITY OF OLMOS PARK, TEXAS, RENE VALENCIANO; and JAMES LOPEZ, collectively "Defendants," Motion to Dismiss Plaintiff's Original Complaint under FRCP Rule 12(b)(1) and (6). The Court, having considered the pleadings, finds that Plaintiff fails to state a proper claim against the Defendants and the court lacks subject matter jurisdiction; therefore, Defendants' Motion to Dismiss should be granted.

IT IS THEREFORE ORDERED that Defendants' Motion to Dismiss Plaintiff's Original Complaint is GRANTED. Plaintiff's claims are dismissed with prejudice.

SIGNED this ____ day of _____, 2022.

U.S. DISTRICT JUDGE